

REMARKS

In the Office Action¹, the Examiner rejected claims 26, 31 and 32 under 35 U.S.C. § 101 as directed to non-statutory subject matter; rejected claims 20-22, 26-28, and 30 under 35 U.S.C. § 112, second paragraph, as indefinite; rejected claims 19, 21-25 and 27-32 are under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,370,316 to Yamada et al. ("Yamada"); and rejected claims 20 and 26 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Yamada.

By this Reply, Applicants amend claims 19, 20, 22, 23, 25, 26, 28, 29, 31, and 32, and cancel claims 21, 24, 27, and 30 without prejudice or disclaimer. Claims 19, 20, 22, 23, 25, 26, 28, 29, and 31 are pending. Support for the claim amendments can be found, for example, at paragraphs 122 and 137-176, and in Figs. 8 and 12-16, of the specification.

Rejection Under 35 U.S.C. § 101

Applicants respectfully traverse the rejection of claims 26, 31, and 32 under 35 U.S.C. § 101.

At page 2, the Office Action states, "[c]laim 26 recites a system, however the claim upon which it depends is a method claim." In response, Applicants have amended claim 26 to recite a method and to depend from independent method claim 25.

In addition, Applicants have amended claims 31 and 32 to recite "[a] **computer-readable storage medium** storing a computer program" (emphasis

¹ The Office Action contains a number of statements reflecting characterizations of the related art and the claims. Regardless of whether any such statement is identified herein, Applicants decline to automatically subscribe to any statement or characterization in the Office Action.

added), rather than a “computer program.” Accordingly, Applicants respectfully submit that claims 31 and 32 are directed to statutory a “manufacture” under 35 U.S.C. § 101. See MPEP § 2106.01(I).

For at least the above reasons, Applicants respectfully request withdrawal of the rejection under 35 U.S.C. § 101.

Rejection Under 35 U.S.C. § 112, Second Paragraph

Applicants respectfully submit that the claims have been amended in a manner that addresses or renders moot the various claim dependency issues noted by the Office Action at page 3. Accordingly, Applicants respectfully request withdrawal of the rejection of the claims under 35 U.S.C. § 112, second paragraph.

Rejections Under §§ 102(b) and 103(a)

Applicants respectfully traverse the rejection of the pending claims under 35 U.S.C. §§ 102(b) and 103(a) and as being anticipated by, or unpatentable over, Yamada. Yamada fails to disclose, suggest, or render obvious each and every element of the amended claims.

For example, amended independent claim 25 recites a method for executing content transmission, comprising, among other elements,

when it is determined that the content request **contains the partial playback identifier**: . . .

extracting, of the content, **only the partial content region** identified by the index information; and

transmitting, of the content, **only the extracted partial content region** to the client; [and]

when it is determined that the content request **does not contain the partial playback identifier**:

extract the content **in its entirety** based on the index information; and

transmit the extracted content **in its entirety** to the client

...

(emphasis added). Yamada fails to disclose, suggest, or render obvious a combination comprising at least the above-referenced elements of amended claim 25.

Yamada discloses "a moving picture retrieving and administrating apparatus and a related network system, enabling the users to perform the playback of moving pictures (or videos, or dynamic images) according to various search purposes and also facilitating the retrieving operation in finding out a desired moving picture from video data or database." Col. 1, ll. 7-12. In Yamada, "[v]ideo data is segmented into a plurality of scenes. For each of the segmented scenes, an index is produced as an assembly of section information required in a playback of each scene, scene number, and representative frame of scene." In other words, the system of Yamada allows the user to index a plurality of scenes into single collection.

While the system of Yamada may allow the user to index or compile a collection of scenes into a single collection, Yamada does not disclose or suggest "determining whether or not the content request **contains a partial playback identifier indicating that playback of only a desired portion of the content is requested**" (emphasis added), as recited by amended independent claim 25. Accordingly, Yamada also cannot disclose or suggest:

when it is determined that the content request **contains the partial playback identifier**: . . .

extracting, of the content, **only the partial content region** identified by the index information; and

transmitting, of the content, **only the extracted partial content region** to the client; **[and]**

when it is determined that the content request **does not contain the partial playback identifier**:

extract the content **in its entirety** based on the index information; and

transmit the extracted content **in its entirety** to the client

...

(emphasis added), as recited by amended independent claim 25.

For at least the above reasons, Yamada fails to disclose or suggest each and every element of amended independent claim 25, and therefore cannot anticipate or render obvious amended independent claim 25. Amended independent claims 19 and 31, though of different scope from claim 23, recite similar elements as claim 25. Accordingly, Yamada cannot anticipate or render obvious these claims for at least similar reasons as discussed above in connection with claim 25.

Amended independent claims 29 recites similar elements as claim 25, and distinguishes over Yamada for similar reasons. In addition, claim 29 recites

displaying the graphical user . . . configured to receive input from the user for **editing the index information to modify the identification of the portion of the content to be played back**, . . . [wherein]

the playback is controlled based on the edited index information **such that only the modified identified portion of the content is played back**

(emphasis added). Yamada fails to disclose, suggest, or render obvious a combination comprising at least the above-referenced elements of amended claim 29.

As discussed above, the system of Yamada allows the user to index a plurality of scenes into single collection. Yamada, however, fails to disclose or suggest "displaying

the graphical user interface . . . configured to receive input from the user for **editing the index information to modify the identification of the portion of the content to be played back,**" and that "the playback is controlled based on the edited index information **such that only the modified identified portion of the content is played back**" (emphasis added), as recited by amended independent claim 29.

For at least the above reasons, Yamada fails to disclose, suggest, or render obvious each and every element of amended independent claim 29, and therefore cannot anticipate or render obvious amended independent claim 29. Amended independent claims 23 and 32, though of different scope from claim 29, recite similar elements as claim 29. Accordingly, Yamada cannot anticipate or render obvious these claims for at least similar reasons as discussed above in connection with claim 29. The remaining claims are allowable at least due to their dependence from one of the independent claims.

For at least the above reasons, Applicant respectfully requests the withdrawal of the rejections of the pending claims under 35 U.S.C. §§ 102(b) and 103(a).

CONCLUSION

In view of the foregoing amendments and remarks, Applicant respectfully requests reconsideration and reexamination of this application and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

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